

**CONTROLLED SUBSTANCES BOARD  
MADISON, WI  
MINUTES  
MARCH 4, 2004**

**PRESENT:** Yvonne Bellay, D. Pm.; Cynthia Benning, R.Ph; Robert Block, Doug Englebert, R.Ph; Thomas Rudy, Ph.D.

**STAFF PRESENT:** Thomas Ryan, Bureau Director; Bill Black, Legal Counsel; Pamela Meicher and DOE Staff for portions of the meeting.

**GUESTS:** Tony Driessen, American Chemistry Council

**CALL TO ORDER**

Chair Cynthia Benning called the meeting to order at 9:00 a.m. A quorum of 5 members was present.

**ELECTION OF OFFICERS**

**MOTION:** Yvonne Bellay moved, seconded by Robert Block, in favor of keeping all officers the same. Motion carried unanimously.

**AGENDA**

**Additions to agenda:**

SUA Application –Isabelle Girard, Ph.D.

SUA Application – Hasan Mukhtar

SUA - Richard Strand

Summary Reports on Pending Court Cases, Disciplinary Cases, Administrative Rules and Legislation

WI State Crime Lab – Wausau, Drug Summary February 2004

Madison Drug Identification Monthly Summary

Monthly Processing Report

Directive 01-110.2 Controlled Substance Board Data Request Narrative

**MOTION:** Thomas Rudy moved, seconded by Robert Block, to approve the agenda with additions. Motion carried unanimously.

**MINUTES OF DECEMBER 3, 2003**

**Amendment:**

Page 1 – Add DATCP after Yvonne Bellay’s name

Page 1 – Change Wayne Austin to Bill Black

Page 2 – Delete ‘UPDATE – RE-SCHEDULING OF BUPRENORPHINE’

**MOTION:** Robert Block moved, seconded by Yvonne Bellay, to approve the December 3, 2003 minutes as amended. Motion carried unanimously

## **ADMINISTRATIVE REPORT**

### **Building Renovation – Progress:**

The Bureau Director reported on the building renovation progress. The renovated space was a priority of the Department Secretary and was negotiated as part of the renewal of the lease. The new space has been cleared and a tour of the space may be provided during a future meeting. Equipment updates will include laptop use by the bureau assistants, TV/VCR and overhead projectors.

### **Web-Site Modernization – Progress**

The Bureau Director stated that the new website (<http://drl.wi.gov>) was launched on February 24. An overhead presentation may be given at a future meeting. Improvements include websites by profession, and the ability to renew licenses on-line.

### **Planning for Paperless Office – Progress**

Planning continues for the paperless office. The Deputy Secretary is currently conducting an analysis and the Department expects to have a paper reduction plan outlined in the near future.

### **DRL Personnel Changes:**

The Bureau Director reported that DRL counsel to the Board, Wayne Austin, retired and Steve Gloe, formerly an Attorney in the Division of Enforcement, was promoted to fill the position vacated by General Counsel William Dusso. DOE has filled three attorney positions.

## **LRB 3583/1 – GBL, BDO LEGISLATION – BOARD DISCUSSION**

Cynthia Benning gave an update of this legislation. The Board had requested that the Department draft some legislation for manufacturing purposes. DOJ supported the DRL draft, but when the language came out it was not what was expected. The Department will re-draft the request and ask the Legislative Reference Bureau to reconsider the Board's draft of the rule with the changes as provided by Robert Block.

**MOTION:** Thomas Rudy moved, seconded by Doug Englebert, in favor of Bill Black drafting a letter to the Legislative Reference Bureau asking them to reconsider original draft LRB 3583/1, with the changes as provided by Robert Block. Motion carried unanimously.

## **ACT 118 – CHANGES TO ADMINISTRATIVE RULE-MAKING PROCEDURES – BOARD REVIEW**

DRL counsel to the Board discussed the new rule-making requirements. Additions include a summary of any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule and a comparison of similar rules in adjacent states. He also provided a memo on changes required and stated that it is anticipated that these new procedures will slow down the rulemaking process.

## **CSB ANNUAL REPORT TO LEGISLATURE – BOARD REVIEW, REVISION AND APPROVAL**

The Board reviewed and approved the 2003 Annual Report to the Legislature as provided by Cynthia Benning. Minor changes will be made and the Board authorized the Bureau Director to correct the report and send it on to the legislature with a cover letter. The Department recognizes and appreciates Cynthia Benning's work on the report.

**MOTION:** Robert Block moved, seconded by Thomas Rudy, in favor of approving the 2003 CSB Annual Report to Legislature as corrected, authorizing the Bureau Director to make the corrections and sending the report and a letter to the Legislature. Motion carried unanimously.

## **SPECIAL USE AUTHORIZATION REVIEW – RAJESH LALL – PPG INDUSTRIES**

**MOTION:** Thomas Rudy moved, seconded by Yvonne Bellay, in favor of approving the SUA request of Rajesh Lall-PPG Industries. Motion carried unanimously.

Kris Hendrickson reported that SUAs are now on-line along with forms, applications, and the annual reports.

## **SPECIAL USE AUTHORIZATION REVIEW – GORAN HELLEKANT – UW DEPARTMENT OF ANIMAL HEALTH & BIOMEDICAL SCIENCE**

**MOTION:** Thomas Rudy moved, seconded by Yvonne Bellay, in favor of approving the SUA request of Goran Hellekant, UW Department of Animal Health & Biomedical Science, contingent on current possession in line with application. Motion carried unanimously.

## **SPECIAL USE AUTHORIZATION REVIEW – VAISHALI BAKSHI – UW MADISON**

**MOTION:** Thomas Rudy moved, seconded by Yvonne Bellay, in favor of approving the SUA request of Vaishali Bakshi-UW Madison. Motion carried unanimously.

**SPECIAL USE AUTHORIZATION REVIEW - SOL SEPSENWOL –  
UW STEVENS POINT**

**MOTION:** Robert Block moved, seconded by Thomas Rudy, in favor of approving the SUA of Sol Sepsenwol-UW Stevens Point. Motion carried unanimously.

**SPECIAL USE AUTHORIZATION REVIEW – ISABELLE GIRARD, PH.D. –  
UW STEVENS POINT**

**MOTION:** Yvonne Bellay moved, seconded by Thomas Rudy, in favor of approving the SUA request of Isabelle Girard, Ph.D.-UW Stevens Point. Motion carried unanimously.

**SPECIAL USE AUTHORIZATION REVIEW – HASAN MUKHTAR-UW MADISON**

Kris Hendrickson will send a letter to Hasan Mukhtar, UW Madison, asking if he has a Schedule I license from the DEA, and advise him that the Board must review the protocols he will use.

**SPECIAL USE AUTHORIZATION REVIEW – RICHARD STRAND-HYDRITE  
CHEMICAL CO.**

Kris Hendrickson will advise Richard Strand that an application is not required since hypophosphorous acid is not a controlled substance.

**DRL SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES,  
ADMINISTRATIVE RULES AND LEGISLATION**

Noted.

**DRUG SUMMARY REPORTS**

Noted.

**INFORMATIONAL ITEMS**

Noted.

**ADJOURNMENT**

**MOTION:** Thomas Rudy moved, seconded by Doug Englebert, to adjourn the meeting at 10:32 a.m. Motion carried unanimously.

**Next Meeting: Thursday May 6, 2004 – 9:00 a.m., Room 179A**